

Translation

PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)



Applicant's or agent's file reference P29955-P0	FOR FURTHER ACTION SeeNotificationofTransmittalofInternational Preliminary Examination Report (Form PCT/IPEA/416)	
International application No. PCT/JP03/00752	International filing date (day/month/year) 27 January 2003 (27.01.03)	Priority date (day/month/year) 30 January 2002 (30.01.02)
International Patent Classification (IPC) or national classification and IPC H04R 17/00		
Applicant MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.		

1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.

2. This REPORT consists of a total of 4 sheets, including this cover sheet.

This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).

These annexes consist of a total of 2 sheets.

EPO DG 1

3. This report contains indications relating to the following items:

I <input checked="" type="checkbox"/>	Basis of the report	17. 09. 2004
II <input type="checkbox"/>	Priority	(36)
III <input type="checkbox"/>	Non-establishment of opinion with regard to novelty, inventive step and industrial applicability	
IV <input type="checkbox"/>	Lack of unity of invention	
V <input checked="" type="checkbox"/>	Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement	
VI <input type="checkbox"/>	Certain documents cited	
VII <input type="checkbox"/>	Certain defects in the international application	
VIII <input type="checkbox"/>	Certain observations on the international application	

Date of submission of the demand 13 June 2003 (13.06.03)	Date of completion of this report 01 October 2003 (01.10.2003)
Name and mailing address of the IPEA/JP	Authorized officer
Facsimile No.	Telephone No.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/JP03/00752

I. Basis of the report

1. With regard to the elements of the international application:*

 the international application as originally filed the description:

pages 1-29, as originally filed

pages , filed with the demand

pages , filed with the letter of

 the claims:

pages , as originally filed

pages , as amended (together with any statement under Article 19)

pages , filed with the demand

pages 2, 5 , filed with the letter of 12 September 2003 (12.09.2003)

 the drawings:

pages 1-16, as originally filed

pages , filed with the demand

pages , filed with the letter of

 the sequence listing part of the description:

pages , as originally filed

pages , filed with the demand

pages , filed with the letter of

2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

These elements were available or furnished to this Authority in the following language which is:

 the language of a translation furnished for the purposes of international search (under Rule 23.1(b)). the language of publication of the international application (under Rule 48.3(b)). the language of the translation furnished for the purposes of international preliminary examination (under Rule 55.2 and/or 55.3).

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international preliminary examination was carried out on the basis of the sequence listing:

 contained in the international application in written form. filed together with the international application in computer readable form. furnished subsequently to this Authority in written form. furnished subsequently to this Authority in computer readable form. The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished. The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.4. The amendments have resulted in the cancellation of: the description, pages the claims, Nos. 1, 3, 4 the drawings, sheets/fig5. This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**

* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rule 70.16 and 70.17).

** Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.

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V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Claims	2, 5	YES
	Claims		NO
Inventive step (IS)	Claims	2, 5	YES
	Claims		NO
Industrial applicability (IA)	Claims	2, 5	YES
	Claims		NO

2. Citations and explanations

Claim 2

The invention set forth in claim 2 involves an inventive step with respect to the documents cited in the international search report. Document 1 does not disclose the feature such that "the diameter of the piezoelectric ceramic is approximately the same as the diameter of the dome part." Furthermore, this feature is not easily derivable, even for a person skilled in the art, from "affix a supplementary oscillator 2 to a piezoelectric body 1."

Claim 5

The invention set forth in claim 5 involves an inventive step with respect to the documents cited in the international search report. Document 1 does not disclose the feature such that "the primary upper resonance frequency of the dome-shaped oscillating plate is made to be higher than the secondary upper resonance frequency of the piezoelectric ceramic oscillator." Furthermore, this feature is not easily derivable, even for a person skilled in the art, from "directly driving the spherical (dome-shaped) oscillating plate by adhering or fitting a spherical oscillating plate 3 comprising a metal, resin, or fabric, to the piezoelectric oscillator comprising a

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supplementary oscillating body 2 and a piezoelectric body 1, outside the nodal circle of the oscillating state at the basic resonance frequency of said piezoelectric oscillator, thereby utilizing its bending mode."